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11 UNITED STATES DISTRICT COURT  
12  
13 NORTHERN DISTRICT OF CALIFORNIA  
14

15 STANFORD HOSPITAL AND CLINICS AND ) No. C-07-5158 JF
16 LUCILE PACKARD CHILDREN'S )
17 HOSPITAL, ) <b>ADMINISTRATIVE MOTION TO</b>
18 ) <b>CONSIDER WHETHER CASES</b>
19 ) <b>SHOULD BE RELATED</b>
20 )
21 ) <b>[CIVIL L.R. 3-12]</b>
22 )
23 )
24 )
25 )
26 )
27 )
28 )

29 Petitioner,

30 v.

31 SERVICE EMPLOYEES INTERNATIONAL )

32 UNION LOCAL 715, )

33 Respondents. )

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PLEASE TAKE NOTICE, that Petitioner Service Employees International Union, Local 715, has reason to believe that this case is related to another case in this Court. Pursuant to Civil Local Rule 3-12, Petitioner, Service Employees International Union, Local 715 ("Local 715" or the "Union") files this Administrative Motion to Consider Whether Cases Should Be Related. Local 715 believes that this case is related to the cases referenced below, which are currently pending before the Honorable Jeremy Fogel. Both cases involve the same parties, the same Collective Bargaining Agreement, and substantially the same legal issues.

**1. Related Case.**

*Stanford Hospital and Clinics and Lucile Packard Children's Hospital v. Service Employees International Union, Local 715*, Case No. C-07-5158 JF;

1           *Service Employees International Union, Local 715 v Stanford Hospital and Clinics and*  
2           *Lucile Packard Children's Hospital*, Case No. C-08-0213 JF;

3           *Service Employees International Union, Local 715 v Stanford Hospital and Clinics and*  
4           *Lucile Packard Children's Hospital*, Case No. C-08-0215 JF; and

5           *Service Employees International Union, Local 715 v Stanford Hospital and Clinics and*  
6           *Lucile Packard Children's Hospital*, Case No. C-08-0216 JF.

7           Each of these cases are currently pending before the Honorable Jeremy Fogel.

8           **2. Relationship of the Actions.**

9           The present matter and the matters before Judge Fogel are related as defined by Civil Local  
10          Rule 3-12(a) in that they involve substantially the same parties, labor agreement, and questions of  
11          law.

12          Each of the actions involve the same parties and same Collective Bargaining Agreement  
13          ("CBA"). In the new actions recently filed, the Union seeks an Order compelling arbitration of one  
14          a grievance involving the unjust termination of a worker; the employer has refused to arbitrate the  
15          issue. In the related cases, Stanford Hospital and Clinics and Lucile Packard Children's Hospital  
16          (the "employer") have refused to arbitrate grievances pursuant to the parties' CBA, or are  
17          attempting to vacate awards issued by a neutral third party arbitrator. Thus, Local 715 brought the  
18          related action in an effort to obtain an order from the Court compelling the employer to arbitrate  
19          the Union's grievance pursuant the grievance/arbitration provisions of the parties' CBA.

20          The legal issues are substantially the same, and if the cases are heard by different judges,  
21          there will be an unduly burdensome duplication of both labor and expenses, and the possibility of  
22          conflicting results. All of the cases are brought pursuant to Section 301 of the Labor Management  
23          Relations Act of 1947 ("LMRA"), 29 U.S.C. § 185(a). In addition, all of the cases involve  
24          substantially the same legal issues.

25          Accordingly, because it appears likely that there will be an unduly burdensome duplication  
26          of labor and expense, and/or conflicting results if the cases are conducted before different judges.  
27          This is primarily because both cases involve substantially the same parties and questions of law.

1           **3.     Assignment of the Actions.**

2           Local 715 believes that the assignment of the action to Judge Fogel will conserve judicial  
3 resources and promote an efficient determination of the actions. The matters assigned to Judge  
4 Fogel were filed first in order; therefore, relating the cases before Judge Fogel is appropriate.

5           **4.     Conclusion.**

6           For the reasons stated above, Local 715 respectfully requests that a related case order be  
7 entered respecting this new case listed above.

8  
9 Dated: April 17, 2008

10                                   WEINBERG, ROGER & ROSENFELD  
11                                   A Professional Corporation

12                                   By: /s/ BRUCE A. HARLAND  
13                                   WILLIAM A. SOKOL  
14                                   BRUCE A. HARLAND  
15                                   Attorneys for Petitioner

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